



Section # #3

BT-4522

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Application of John G. Atwood et al.

Serial No.: 09/075,392

Filed: May 8, 1998

For: IMPROVEMENTS IN THERMAL CYCLER  
FOR PCR

Assistant Commissioner of Patents  
Washington, D.C. 20231

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, on July 21, 1998

(Date of Deposit)  
Paula Charletto  
Name of applicant, assignee, or Registered Rep.  
Paula Charletto 7-21-98  
Signature Date

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Dear Sir:

Transmitted herewith in response to the Notice To File Missing Parts of Application mailed on May 21, 1998 are two (2) Declaration and Power of Attorney forms which together have the signatures of John G. Atwood, Adrian Fawcett, Keith S. Ferrara, Paul M. Hetherington, Richard W. Noreiks, Douglas E. Olsen, John R. Widomski and Charles M. Wittmer all the named inventors. Also enclosed is the return copy of the Notice To File Missing Parts of Application and a Preliminary Amendment.

Please charge the required fee of \$130.00 to complete the filing requirements for this application to Deposit Account No. 16-1335. For this purpose a duplicate copy of this letter is enclosed.

07/30/1998 LSNEED 00000004 161335 09075392  
01 FC:105 130.00 CH

The Perkin-Elmer Corporation  
761 Main avenue  
Norwalk, Connecticut 06850-0199  
(203) 761-5123

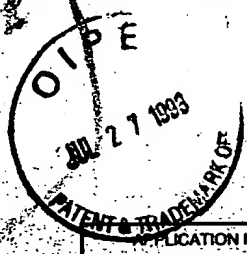
Respectfully submitted,

David Aker  
Attorney for the Applicant  
Reg. No. 29,277 09075392

08/07/1998 MOLIVER

01 FC:101  
02 FC:102  
03 FC:103

790.00 CH  
410.00 CH  
440.00 CH



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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097/075,392 05/08/98 ATWOOD BT-452

0252/0521

DAVID AKER  
M.S. 199  
761 MAIN AVENUE  
NORWALK CT 06859

NOT ASSIGNED

*July 21, 1998*  
2764

DATE MAILED:

05/21/98

### NOTICE TO FILE MISSING PARTS OF APPLICATION

*Filing Date Granted*

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the **SURCHARGE** set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☒ non-small entity is \$ 1770.

☒ 1. The statutory basic filing fee is:  
☒ missing  
☒ insufficient  
Applicant must submit \$ 1790 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☒ 2. Additional claim fees of \$ \_\_\_\_\_, including any multiple dependent claim fees, are required:  
\$ 440 for 5 independent claims over 3.  
\$ 440 for 20 dependent claims over 20.  
\$ \_\_\_\_\_ for multiple dependent claim surcharge.  
Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:  
☒ is missing or unexecuted.  
☒ does not cover the newly submitted items.  
☐ does not identify the application to which it applies.  
☐ does not include the city and state or foreign country of applicant's residence.  
An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☒ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.  
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

- ☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).
- ☐ 7. Your filing receipt was mailed in error because your check was returned without payment.
- ☐ 8. The application does not comply with the Sequence Rules.  
See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."
- ☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

**A copy of this notice MUST be returned with the reply.**

*B. McKen*  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202